

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

ANDREA SOLTESZ and STEPHEN
SOLTESZ, husband and wife; ERIN T.
SOLTESZ and SARAH, minors by ANDREA
SOLTESZ, guardian ad litem; DAWN
DENNISON and JEFF DENNISON, husband
and wife; JACOB D. DENNISON and
HANNAH R. DENNISON, minors by
DAWN DENNISON, guardian ad litem; and
STEVEN SMITH, a single man,

Plaintiffs,

v.

UNITED RENTALS NORTHWEST, INC.,
an Oregon corporation; WASHINGTON
STATE PATROL, an agency of the STATE
OF WASHINGTON; PIERCE COUNTY
SHERIFF'S DEPARTMENT, an agency of
PIERCE COUNTY; and BONNEY LAKE
POLICE DEPARTMENT, an agency of the
CITY OF BONNEY LAKE,

Defendants.

Case No. C07-5198RBL

ORDER GRANTING DEFENDANT
BONNEY LAKE'S MOTION FOR
SUMMARY JUDGMENT

THIS MATTER having come on regularly for hearing on Defendant Bonney Lake's Motion for Summary Judgment, the Court having considered the record and file herein; and no response having been filed by plaintiffs,

THE COURT HEREBY FINDS that Plaintiffs' failure to properly serve the City of Bonney Lake until September 17, 2008, more than four years after the incident in question, falls outside of the applicable three year statute of limitations; and

1 THE COURT HEREBY FINDS that Plaintiffs' failure to comply with the court ordered Case
2 Schedule which required joinder of all parties by May 30, 2008, is in violation of the Case Schedule; and

3 THE COURT HEREBY ORDERS Plaintiffs' claims against the City of Bonney Lake to be
4 **DISMISSED WITH PREJUDICE.**

5 Dated this 21st day of November, 2008.

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8 RONALD B. LEIGHTON
9 UNITED STATES DISTRICT JUDGE
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